

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

**FEDERAL DEPOSIT INSURANCE  
CORPORATION, as Receiver of Heritage  
Community Bank,**

**Plaintiff,**

**v.**

**JOHN M. SAPHIR; PATRICK G. FANNING,  
STEPHEN L. FAYDASH; WILLIAM E.  
HETLER; THOMAS JELINEK; LORI A  
MOSELEY; STEPHEN ANTHONY;  
JERRY C. BRUCKER; JAMES K.  
CHAMPION; ANDREW B. NATHAN;  
and MARY C. MILLS,**

**Defendants.**

**Case No. 10 C 7009**

**Judge Pallmeyer**

**NOTICE OF MOTION**

To: SEE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that on Monday, January 3, 2011, at 9:00 a.m. or as soon thereafter as counsel may be heard, we shall appear before the Honorable Rebecca R. Pallmeyer or whoever may be designated to sit in her stead, in **Court Room 2119** of the United States Courthouse, 219 South Dearborn Street, Chicago, Illinois, and then and there present Defendant Saphir's Unopposed Motion to Set January 24, 2011 as Date for All Defendants to Respond to Plaintiff's Complaint.

Dated: December 29, 2010

Respectfully submitted,

/s/ John M. George, Jr

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**CERTIFICATE OF SERVICE**

The undersigned, an attorney, states that on the 29th day of December 2010 he electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which sent notification to counsel listed below:

**DEFENDANT SAPHIR'S UNOPPOSED MOTION TO SET JANUARY 24, 2011 AS  
DATE FOR ALL DEFENDANTS TO RESPOND TO PLAINTIFF'S COMPLAINT**

/s/ John M. George, Jr.

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